

Serial No. 10/085,331

PD-2000335

REMARKS

## I. INTRODUCTION

In response to the Office Action dated February 21, 2008, the claims have not been amended. Claims 1-3, 5-15, 17-27, 29-38, 40-50, and 52-63 remain in the application. Reconsideration of the application is requested.

## II. NOTICE OF RELATED CASES

Applicants note that page 1 of the originally filed specification identifies several cases related to the present application. Applicants encourage the Examiner to review the file history of such related cases to make an independent determination regarding the relevance of any correspondence between the Applicant and Patent Office (e.g., Office Actions, Responses, etc.).

## II. DOUBLE PATENTING REJECTION

On page (3), paragraphs (1)-(2) of the Office Action, claims 1, 12, 24, 35, and 47 of instant application 10/085,331 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1, 8, 15, and 22 of copending Application No. 10/085,920.

Applicants note that on December 17, 2007, prior to the Appeal on the same date, Applicants timely submitted a terminal disclaimer (to overcome the '920 application) which is presently listed in the electronic file wrapper of the above-identified patent application. Accordingly, this double-patenting rejecting is moot in view of the previously filed terminal disclaimer.

In view of the above, Applicants respectfully request withdrawal of the rejection and allowance of the application.

## III. INFORMATION DISCLOSURE STATEMENT

On March 11, 2008, Applicants submitted an information disclosure statement (IDS). Applicants respectfully request consideration of the references cited in the timely filed IDS by initialing the appropriate box on the forms submitted on March 11, 2008.

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IV. CONCLUSION

In view of the above, it is submitted that this application is now in good order for allowance and such allowance is respectfully solicited. Should the Examiner believe minor matters still remain that can be resolved in a telephone interview, the Examiner is urged to call Applicants' undersigned attorney.

Respectfully submitted,



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